

UNITED STATES DISTRICT COURT

WESTERN

District of

MISSOURI

In the Matter of the Search of

(Name, address or brief description of person or property to be searched)

SEARCH WARRANT

Greenleaf, a business located at 13960 Palm
Road, Neosho, Missouri, more fully described
in Attachment A

Case Number: 08-2027JCE-01

TO: Daryl Hultman and any Authorized Officer of the United StatesAffidavit(s) having been made before me by Daryl Hultman who has reason to believe
Affiantthat ☐ on the person of, or ☒ on the premises known as (name, description and/or location)

Greenleaf, a business located at 13960 Palm Road, Neosho, Missouri, more fully described in Attachment A,

in the Western District of Missouri there is now
concealed a certain person or property, namely (describe the person or property)

see Attachment B, "Property to Be Seized."

I am satisfied that the affidavit(s) and any record testimony establish probable cause to believe that the person or property so described
is now concealed on the person or premises above-described and establish grounds for the issuance of this warrant.

YOU ARE HEREBY COMMANDED to search on or before 2/8/08
Date

(not to exceed 10 days) the person or place named above for the person or property specified, serving this warrant and making the
search ☒ in the daytime — 6:00 AM to 10:00 P.M. ☐ at anytime in the day or night as I find reasonable cause has been
established and if the person or property be found there to seize same, leaving a copy of this warrant and receipt for the person
or property taken, and prepare a written inventory of the person or property seized and promptly return this warrant to

U.S. Magistrate Judge
U.S. Judge or Magistrate

as required by law.

January 29, 2008, at 2:00 p.m.
Date and Time Issued

at

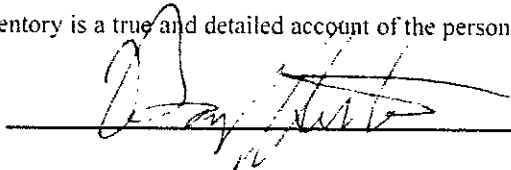
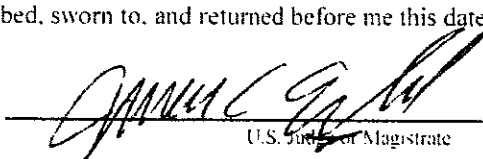
Springfield, Missouri

City and State

JAMES C. ENGLAND, Chief United States Magistrate Judge
Name and Title of Judicial Officer

Signature of Judicial Officer

ORIGINAL

RETURN		Case Number:
DATE WARRANT RECEIVED 1/29/08	DATE AND TIME WARRANT EXECUTED 1/30/08 @ 9:00 A.M.	COPY OF WARRANT AND RECEIPT FOR ITEMS LEFT WITH Robert Appelgarth
INVENTORY MADE IN THE PRESENCE OF SA David Clark		
INVENTORY OF PERSON OR PROPERTY TAKEN PURSUANT TO THE WARRANT - Please See Attached		
CERTIFICATION		
I swear that this inventory is a true and detailed account of the person or property taken by me on the warrant.  Subscribed, sworn to, and returned before me this date  U.S. Judge or Magistrate 1/31/08 Date		

ATTACHMENT A
(PHYSICAL LOCATIONS TO BE SEARCHED)

By Personal Observation, Exterior Description:

- 1. Greenleaf operates a facility located at 13960 Palm Road, Neosho, Missouri. Refer to Exhibit 1 for a photograph of the building.**

The facility is located at the intersection of Palm Road and Highway 59. Just east of the building is a large white sign that appears to be hand-painted in black and green lettering that reads, "Greenleaf LLC, Lawn and Garden." The sign also contains an arrow pointing west, toward blue buildings. There are a few buildings on the property. The buildings are a sky blue color and are similar in size and design to large warehouses. There is a red stripe about half-way up the retail building which appears to continue around the entire building. Just west of this building is a structure with only a roof (there are supports, but no walls). There appear to be a number of pallets and materials stored under this structure. Additionally, there are a large number of pallets and materials stored on the ground, not under any structure, just west, and south of the aforementioned structure. A chain-link fence surrounds the property.

EXHIBIT 1



ATTACHMENT B
(PROPERTY TO BE SEIZED)

1. The items to be seized as evidence of crimes at the SUBJECT PREMISES are limited to the following:

All documents, records, and products relating to the operation of Greenleaf, LLC listed below for the period of January 2006 to present found on the premises, and any storage areas or containers thereon (such as file cabinets, dumpsters and debris containers):

- a. documents, records, and files pertaining to the packaging and formulation of products;
- b. documents, records, and files pertaining to pesticide formulation, testing and registration;
- c. records pertaining to any environmental training for Greenleaf employees or contractors;
- d. any and all correspondence between Greenleaf and federal, state, and local regulatory agencies;
- e. any and all records and correspondence related to compliance with environmental laws;
- f. all files and records identifying employees of Greenleaf, including but not limited to name, last known address, and dates of employment; and
- g. contracts and correspondence with Wal-Mart relating to the purchase, sale, and/or transportation of any product regulated by FIFRA.

2. For sampling, inspection and photographic purposes any materials relating to the formulation, packaging and storage of any products regulated by FIFRA.

**United States Environmental Protection Agency
Criminal Investigation Division
CHAIN OF CUSTODY**

Case Title: Greenleaf		Office: Kansas City AO		Case Number: 0700-0346	
Location Collected: Greenleaf 13960 Palm Road Neosho, Missouri		Date Collected: January 30, 2008		<input checked="" type="checkbox"/> Search Warrant <input type="checkbox"/> Grand Jury Subpoena <input type="checkbox"/> Safekeeping <input type="checkbox"/> Eavesdropping / Surveillance <input type="checkbox"/> Other	
Name and address of owner: Greenleaf 13960 Palm Road Neosho, Missouri		<input type="checkbox"/> Return to Owner		Storage Location: Kansas City AO	
				Date Removed from Storage:	
Remarks: Case Agent Daryl Hultman					
Collected by:		Signature		Relinquished to:	
Relinquished to:		Date:		Relinquished to:	
Relinquished to:		Date:		Relinquished to:	
Relinquished to:		Date:		Relinquished to:	
Exhibit Number	Description				
1	Folder marked GreenleafLLC				
2	Folder marked Old GL Inventories				
3	Folder marked Greenleaf Permits				
4	Folder marked Greenleaf License				
5	Folder marked Greenleaf Pricing				
6	Folder marked Charcoal Clients				
7	Folder marked July Invoices				

8	Folder marked Incoming Received containing separate folders marked by shipment numbers
9	Five folders marked with stock #26022, 01670, 01673, 26021, 73000
10	Folder marked Master Copy Inv. Control Sheet
11	Folder marked Pallet Count Labels
12	Folder marked Sorted Pallets Taken Out of Inventory
13	Unmarked folder contents Certificates of Recycling
14	Unmarked folder contents Incoming Trailer Reports/Wal Mart
15	Folder marked Missouri Fertilizer Report
16	Unmarked folder contents monthly invoices
17	Unmarked folder contents monthly invoices
18	24 Sales Order Books
19	Folder marked Weekly Plans Break Room
20	Folder marked Weekly Planners – Robert's Desk
21	Folder marked Pineville-shipping to Pineville Facility From Whse #2
22	Folder marked Pics-Greenleaf
23	Folder marked Greenleaf Inventory to Pineville
24	Folder marked Flyers Sent
25	Folder marked Deal Future
26	Folder marked Jan 08-? Clean up and Reorganization

27	Folder marked Robert-Tom-New Year
28	Deal with Pronto
29	Folder marked Liquid Pesticide Processed
30	Folder marked Tom
31	Folder marked Mindy
32	Folder marked Wal Mart – Ellen Dey
33	Folder marked Tom
34	Folder marked Katz-Tim-Paul
35	Folder marked AFSHIN
36	Folder marked GRR-Mxi-Testing
37	Folder marked RCRA
38	Folder marked Licenses-EPA-Registrations
39	Folder marked FIFRA
40	Folder marked ADEQ
41	Folder marked Fertilizer Info
42	Folder marked Pesticide Permits & Info
43	Folder marked Sunbelt-Harsh
44	Folder marked Copies of Incoming Check In Sheets Sent w/GL
45	Folder marked Inventories

46	Folder marked Pricing
47	Folder marked Direct Mail Flyers
48	3 ring binder GT Management LLC Aluminum Project Neosho Mo Storm Water Pollution Prevention Plan/GT Management LLC Aluminum Project Neosho Mo Missouri Operating Permit
49	Folder marked Semi Sorted Inventory
50	Folder marked Copies-Time Cards
51	Folder marked Terminated
52	Folder marked Speeches/Meetings
53	3 ring binder marked Greenleaf, LLC
54	3 ring binder marked Greenleaf Weekly, Monthly, Annual Reporting, Etc
55	Scotts business cards for Eric Kertz, Jeff Spencer, Greg Cosper
56	Handwritten Wall Sheet of Daily Work Assignments Dated Mon-Feb 28
57	<u>28</u> Environmental Samples
	-----LAST ITEM-----